

Exhibit D

Civil Action No. 3:23-CV-00155

PROOF OF SERVICE*(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

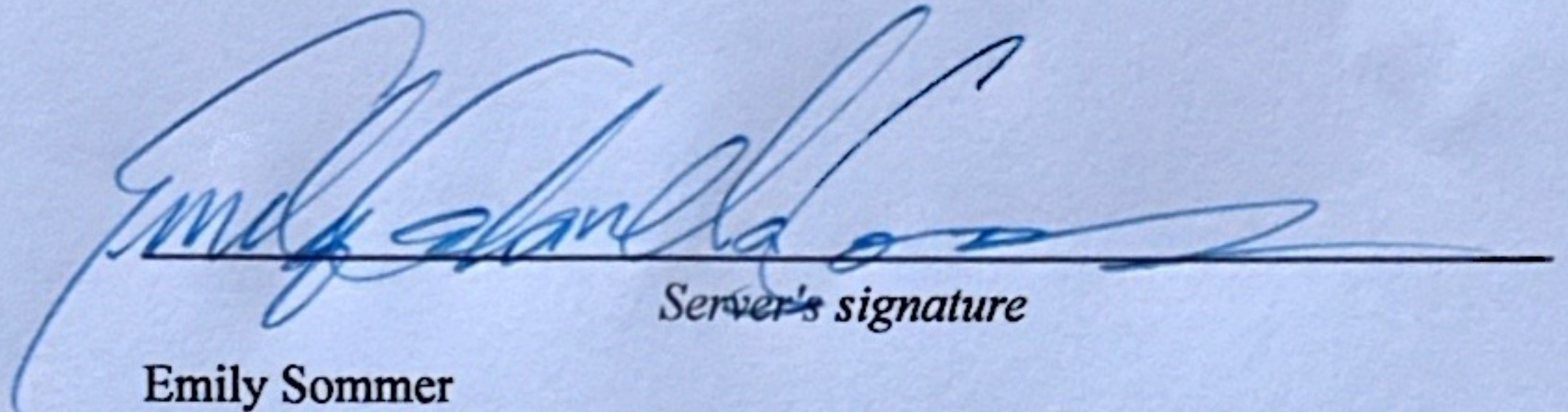
This summons for *(name of individual and title, if any)* ALEJANDRO MAYORKAS was received by me on *(date)* Oct 16, 2024, 2:30 pm.

- ☐ I personally served the summons on the individual at *(place)* _____ on *(date)* _____; or
- ☐ I left the summons at the individual's residence or usual place of abode with *(name)* _____, a person of suitable age and discretion who resides there, on *(date)* _____, and mailed a copy to the individual's last known address; or
- ☐ I served the summons on *(name of individual)* _____, who is designated by law to accept service of process on behalf of *(name of organization)* _____ on *(date)* _____; or
- ☒ I returned the summons unexecuted because: unsuccessful attempts have been made, see details below for more information; or
- ☐ Other: _____; or

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____.

I declare under penalty of perjury that this information is true.

Date: 10/21/2024



Server's signature
 Emily Sommer

Printed name and title
 800 4th Street SW #N603, Washington, DC 20024

Server's address

Additional information regarding attempted service, etc.:

- 1) Unsuccessful Attempt: Oct 17, 2024, 8:24 pm EDT at [REDACTED]
No one authorized to accept.
- 2) Unsuccessful Attempt: Oct 18, 2024, 9:49 am EDT at [REDACTED]
No one authorized to accept service. Unable to attempt address due to security issues.
- 3) Unsuccessful Attempt: Oct 19, 2024, 2:11 pm EDT at [REDACTED]
Approached by security. Unable to attempt.
- 4) Unsuccessful Attempt: Oct 20, 2024, 8:41 pm EDT at [REDACTED]
Unable to attempt service, due to security protocol.

Thomas Curro

From: Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>
Sent: Friday, November 8, 2024 8:38 AM
To: Thomas Curro; kara.lynum@hq.dhs.gov
Cc: Casey Norman; John Vecchione; Jenin Younes; Chris Stokes; Fuchs, Siegmund F. (CIV); Jason.Robertson@hq.dhs.gov; Tamta.Zhorzholiani@hq.dhs.gov
Subject: RE: Service of Process to Defendant Alejandro Mayorkas - Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Received. Thank you.

Paul C. Quast
Trial Attorney
United States Department of Justice
Civil Division
Constitutional & Specialized Torts
1-202-616-4150 (phone)
1-202-616-4314 (facsimile)
paul.c.quast@usdoj.gov

From: Thomas Curro <thomas.curro@ncla.legal>
Sent: Thursday, November 07, 2024 4:24 PM
To: kara.lynum@hq.dhs.gov
Cc: Casey Norman <casey.norman@ncla.legal>; John Vecchione <john.vecchione@ncla.legal>; Jenin Younes <jenin.younes@ncla.legal>; Chris Stokes <chris.stokes@ncla.legal>; Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>; Fuchs, Siegmund F. (CIV) <Siegmund.F.Fuchs@usdoj.gov>; Jason.Robertson@hq.dhs.gov; Tamta.Zhorzholiani@hq.dhs.gov
Subject: [EXTERNAL] Service of Process to Defendant Alejandro Mayorkas - Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Counsel:

I am writing on behalf of Casey Norman, Attorney for Plaintiffs, in *Dressen v. Flaherty*, No. 3:23-cv-00155 (S.D. Tex.). Pursuant to earlier email correspondence between counsel, this email and its attachments constitute service of process to Defendant Alejandro Mayorkas in his individual capacity, notwithstanding the requirement to serve the U.S. Attorney and Attorney General of the United States pursuant to Federal Rule of Civil Procedure 4(i)(3). Please find attached:

1. Amended Complaint (ECF 42)
2. Issued Summons to Alejandro Mayorkas, in his individual capacity (ECF 46)
3. Galveston Division Rules of Practice

Sincerely,
Thomas Curro



Thomas Curro
Paralegal
New Civil Liberties Alliance
202.967.2501
thomas.curro@ncla.legal

PROOF OF SERVICE

(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))

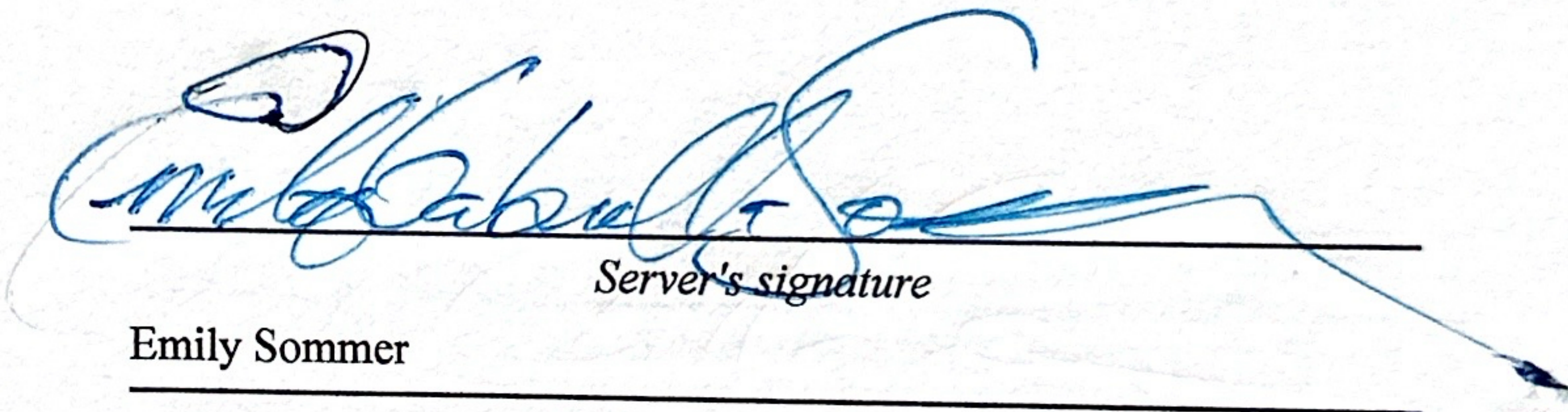
This summons for (name of individual and title, if any) Xavier Becerra was received by me on (date) Oct 16, 2024, 2:30 pm.

- ☐ I personally served the summons on the individual at (place) _____ on (date) _____; or
- ☐ I left the summons at the individual's residence or usual place of abode with (name) _____, a person of suitable age and discretion who resides there, on (date) _____, and mailed a copy to the individual's last known address; or
- ☐ I served the summons on (name of individual) _____, who is designated by law to accept service of process on behalf of (name of organization) _____ on (date) _____; or
- ☒ I returned the summons unexecuted because: unsuccessful attempts have been made, see details below for more information; or
- ☐ Other: _____; or

My fees are \$ _____ for travel and \$ _____ for services, for a total of \$ _____.

I declare under penalty of perjury that this information is true.

Date: 10/21/2024



Server's signature

Emily Sommer

Printed name and title

800 4th Street SW #N603, Washington, DC 20024

Server's address

Additional information regarding attempted service, etc.:

- 1) Unsuccessful Attempt: Oct 17, 2024, 7:51 pm EDT at [REDACTED]
Front gate is locked. There are no lights on in or around the property.
- 2) Unsuccessful Attempt: Oct 18, 2024, 9:11 am EDT at [REDACTED]
Knocked on the door for several minutes. Received no answer at the door. Noted no sounds or movement inside.
- 3) Unsuccessful Attempt: Oct 19, 2024, 12:28 pm EDT at [REDACTED]
Knocked on door for several minutes. No packages or mail. No sounds or movement noted
- 4) Unsuccessful Attempt: Oct 20, 2024, 8:16 pm EDT at [REDACTED]
Lights on within residence, but I received no answer at the door.

Thomas Curro

From: Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>
Sent: Friday, November 8, 2024 8:37 AM
To: Thomas Curro; Anant.Kumar@hhs.gov
Cc: Casey Norman; Jenin Younes; John Vecchione; Chris Stokes; Fuchs, Siegmund F. (CIV)
Subject: RE: Service of Process to Defendant Xavier Becerra - Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Received. Thank you.

Paul C. Quast
Trial Attorney
United States Department of Justice
Civil Division
Constitutional & Specialized Torts
1-202-616-4150 (phone)
1-202-616-4314 (facsimile)
paul.c.quast@usdoj.gov

From: Thomas Curro <thomas.curro@ncla.legal>
Sent: Thursday, November 07, 2024 5:24 PM
To: Anant.Kumar@hhs.gov
Cc: Casey Norman <casey.norman@ncla.legal>; Jenin Younes <jenin.younes@ncla.legal>; John Vecchione <john.vecchione@ncla.legal>; Chris Stokes <chris.stokes@ncla.legal>; Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>; Fuchs, Siegmund F. (CIV) <Siegmund.F.Fuchs@usdoj.gov>
Subject: [EXTERNAL] Service of Process to Defendant Xavier Becerra - Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Counsel:

I am writing on behalf of Casey Norman, Attorney for Plaintiffs, in *Dressen v. Flaherty*, No. 3:23-cv-00155 (S.D. Tex.). Pursuant to earlier email correspondence between counsel, this email and its attachments constitute service of process to Defendant Xavier Becerra in his individual capacity, notwithstanding the requirement to serve the U.S. Attorney and Attorney General of the United States pursuant to Federal Rule of Civil Procedure 4(i)(3). Please find attached:

1. Amended Complaint (ECF 42)
2. Issued Summons to Xavier Becerra, in his individual capacity (ECF 46)
3. Galveston Division Rules of Practice

Sincerely,
Thomas Curro



Thomas Curro
Paralegal
[New Civil Liberties Alliance](https://www.newcivil liberties.org/)
202.967.2501
thomas.curro@ncla.legal

От: Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>

Отправлено: четверг, ноября 7, 2024 5:06 PM

Кому: Casey Norman <casey.norman@ncla.legal>; Karen@karencooklaw.Com <Karen@karencooklaw.Com>; Smm@mccolloch-Law.Com <Smm@mccolloch-Law.Com>

Копия: Fuchs, Siegmund F. (CIV) <Siegmund.F.Fuchs@usdoj.gov>; John Vecchione <john.vecchione@ncla.legal>

Тема: RE: Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Casey,

I currently represent Secretary Becerra, Secretary Mayorkas, Surgeon General Murthy, Director Easterly, and Director Crawford.

Relatedly, the Office of General Counsel at HHS has agreed to accept service for Secretary Becerra in this case. If you will agree to do so, you can serve Secretary Becerra by emailing Anant Kumar (Anant.Kumar@hhs.gov) a copy of the summons and complaint for this case copying myself and Siegmund.

Thank you,

Paul C. Quast
Trial Attorney
United States Department of Justice
Civil Division
Constitutional & Specialized Torts
1-202-616-4150 (phone)
1-202-616-4314 (facsimile)
paul.c.quast@usdoj.gov

Paul C. Quast
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United States Department of Justice
Civil Division
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1-202-616-4150 (phone)

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paul.c.quast@usdoj.gov

From: Casey Norman <casey.norman@ncla.legal>
Sent: Thursday, November 07, 2024 3:45 PM
To: Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>; Karen@karencooklaw.Com; Smm@mccolloch-Law.Com
Cc: Fuchs, Siegmund F. (CIV) <Siegmund.F.Fuchs@usdoj.gov>; John Vecchione <john.vecchione@ncla.legal>
Subject: [EXTERNAL] RE: Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Paul,

Thanks for letting us know. We'll email the summons and complaint to the specified individuals. Could you please let us know which other individual capacity defendants you're representing in this action?

Best,
Casey



New
Civil Liberties
Alliance

Casey Norman*
Litigation Counsel
[New Civil Liberties Alliance](#)
202.908.6204
casey.norman@ncla.legal

*Not licensed in Virginia; admitted to practice in
D.C., New York, Ohio, and select federal jurisdictions

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We've moved! Our new address is:
4250 N. Fairfax Drive, Suite 300, Arlington, VA 22203

From: Quast, Paul C. (CIV) <Paul.C.Quast@usdoj.gov>
Sent: Thursday, November 7, 2024 1:21 PM
To: Casey Norman <casey.norman@ncla.legal>; Karen@karencooklaw.Com; Smm@mccolloch-Law.Com
Cc: Fuchs, Siegmund F. (CIV) <Siegmund.F.Fuchs@usdoj.gov>
Subject: Dressen v. Flaherty, No. 3:23-cv-00155 (S.D. Tex.)

Counsel,

I represent Secretary of Homeland Security Alejandro Mayorkas and other individual capacity defendants in *Dressen v. Flaherty*, No. 3:23-cv-00155 (S.D. Tex.). Secretary Mayorkas has authorized DHS Acting General Counsel Kara Lynum to accept service on his behalf for this case. If you are amenable to serving Secretary Mayorkas through Ms. Lynum (kara.lynum@hq.dhs.gov), please email her a copy of the summons and complaint for this case copying myself (Paul.C.Quast@usdoj.gov), my co-counsel Siegmund Fuchs (Siegmund.F.Fuchs@usdoj.gov), and DHS counsel Jason Robertson (Jason.Robertson@hq.dhs.gov) and Tamta Zhorzholianai (Tamta.Zhorzholiani@hq.dhs.gov). Under Federal Rule of Civil Procedure 4(i)(3), you must also serve the United States Attorney's Office and the Attorney General.

Please let me know if you have any questions.

Thank you,

Paul C. Quast
Trial Attorney

United States Department of Justice
Civil Division
Constitutional & Specialized Torts
1-202-616-4150 (phone)
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paul.c.quast@usdoj.gov

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P.O. Box 7146
Benjamin Franklin Station
Washington, D.C. 20044-7146

Street Address for Overnight Carriers:

175 N Street, NE
Room 7.125
Washington, D.C. 20002

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